



AP3 Rec'd PCT/PTO 02 FEB 2006

PTO/SB/21 (09-04)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/518,938
Filing Date	December 17, 2004
First Named Inventor	Nakamura, Yusuke
Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket Number	082368-001800US

ENCLOSURES (Check all that apply)

- | | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Return Postcard
Cited References |
|--|--|--|

Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Kevin Bastian		
Date	January 30, 2006	Reg. No.	34,774

CERTIFICATE OF TRANSMISSION/MAILING

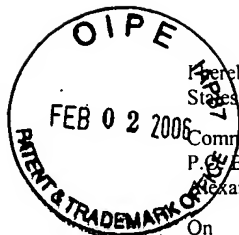
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Landon Clark	Date	January 30, 2006

RECEIVED
OIP/ELAP-2 5002

60690715 v1

FEB 09 2006



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On

1-30-06

TOWNSEND and TOWNSEND and CREW LLP

By:

London Clark

PATENT
Attorney Docket No.: 082368-001800US
Client Reference No.: QNC-X0204P-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NAKAMURA and FURUKAWA

Application No.: 10/518,938

Filed: December 17, 2004

For: METHOD FOR DIAGNOSIS OF
COLORECTAL TUMORS

Examiner: Not yet assigned

Art Unit: Not yet assigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

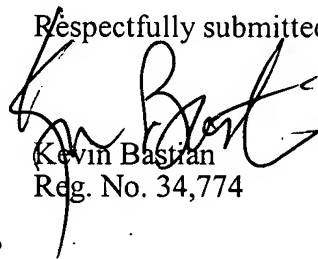
As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

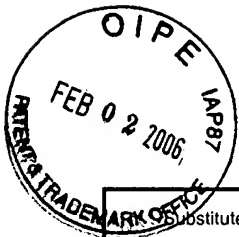
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Kevin Bastian
Reg. No. 34,774

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
KLB/lle
60689752 v1



INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/518,938
				Filing Date	December 17, 2004
				First Named Inventor	Nakamura, Yusuke
				Art Unit	Not yet assigned
				Examiner Name	Not yet assigned
Sheet	1	of	1	Attorney Docket Number	082368-001800US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ²
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	AA	EP	0284362	A2	09-28-1988	Elvin		<input type="checkbox"/>
	AB	WO	98/42736	A1	10-01-1998	Hochstrasser, et al.		<input type="checkbox"/>

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AC	BUCKHAULTS, et al.; "Secreted and Cell Surface Genes Expressed in Benign and Malignant Colorectal Tumors;" <u>Cancer Research</u> ; October 1, 2001; pp. 6996-7001; Volume 61.	<input type="checkbox"/>
	AD	Jl, et al.; "A Two-Dimensional Gel Database of Human Colon Carcinoma Proteins;" <u>Electrophoresis</u> ; 1997; pp. 605-613; Volume 18; VCH Verlagsgesellschaft mbH; Weinheim.	<input type="checkbox"/>
	AE	LIN, et al.; "Molecular Diagnosis of Colorectal Tumors By Expression Profiles of 50 Genes Expressed Differentially in Adenomas and Carcinomas;" <u>Oncogene</u> ; June 13, 2002; pp. 4128-4128; Volume 21; Nature Publishing Group.	<input type="checkbox"/>
	AF	LIN, et al.; "Molecular Diagnosis of Colorectal Tumors By Expression Profiles of 50 Genes Expressed Differentially in Adenomas and Carcinomas;" <u>Oncogene</u> ; Online Publication; June 15, 2002; pp. 4128-4128; Volume 21; Nature Publishing Group.	<input type="checkbox"/>
	AG	REYMOND, et al.; "Standardized Characterization of Gene Expression in Human Colorectal Epithelium by Two-Dimensional Electrophoresis;" <u>Electrophoresis</u> ; 1997; pp. 2842-2848; Volume 18; VCH Verlagsgesellschaft mbH; Weinheim.	<input type="checkbox"/>
	AH	SCHWEINFEST, et al.; "Subtraction Hybridization cDNA Libraries From Colon Carcinoma and Hepatic Cancer;" <u>Genet Annal Techn Appl</u> ; 1990; pp. 64-70; Volume 7; Elsevier Science Publishing Co., Inc.; New York, New York.	<input type="checkbox"/>
	AI	ZHANG, et al.; "Gene Expression Profiles in Normal and Cancer Cells;" <u>Science</u> ; May 23, 1997; pp. 1268-1272; Volume 276.	<input type="checkbox"/>

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.